Attorney Docket No.: 39366-0003

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formation of a complex between the human zona pellucida protein 3 and the sperm; and (b) determining the complex formed. The invention further provides a method to determine sperm activity comprising the steps of (a) contacting an appropriate concentration of human zona pellucida protein 3 with an appropriate amount of sperm under conditions permitting an acrosome reaction to occur; and (b) determining the extent of the acrosome reaction. Finally, this invention provides a diagnosis kit for sperm activity comprising three (3) compartments with (a) an appropriate amount of human zona pellucida protein 3; (b) the reagents used for establishing the conditions for allowing the binding of sperm; and (c) the reagents used for establishing the conditions for allowing an acrosome reaction.

## In the Claims

Amend the claims as follows. Marked up copies of amended pages are attached.

1. A method to determine human sperm activity with human ova, comprising the steps of:



- (a) contacting recombinant human zona pellucida protein 3 with an appropriate amount of sperm under conditions permitting the formation of a complex between the human zona pellucida protein 3 and the sperm; and
- (b) determining the complex formed from step (a) as a measure of sperm activity.

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19. A diagnosis kit for sperm activity comprising compartments with (a) recombinant human zona pellucida protein 3 and (b) one or more reagents selected from the group consisting of binding buffer, Ni-NTA resin, washing buffer, and a calcium ionophore control.